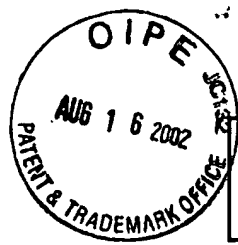


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CASE 4-1183353

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF  
NEUER ET AL.  
APPLICATION NO: 09/738,212  
FILED: DECEMBER 15, 2000

Art Unit: 1617  
Examiner: A. Berman

FOR: PHARMACEUTICAL COMPOSITIONS OF MACROLIDES OR  
CYCLOSPORINE WITH A POLYETHOXYLATED SATURATED  
HYDROXY-FATTY ACID

Assistant Commissioner for Patents  
Washington, D.C. 20231

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Office  
Action dated May 21, 2002 finally rejecting claims 21-30 and 33.

- ☒ Please charge Deposit Account No. 19-0134 in the name of Novartis Corporation in the amount of \$320 for payment of the appeal fee.
- ☒ A one-month extension is requested pursuant to 37 CFR §1.136(a). Charge Deposit Account No. 19-0134 in the name of Novartis Corporation in the amount of \$110 for payment of the extension fee.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 19-0134 in the name of Novartis Corporation.

08/21/2002 CV0111 00000042 190134 09738212

Respectfully submitted,

01 FC:119 320.00 CH  
02 FC:115 110.00 CH

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encl: This page in duplicate  
Date: August 16, 2002